

REMARKS

Claims 13, 16, 19, 20 and 23 have been amended, and new claims 26 - 28 have been added. No claims have been canceled by way of this response. Thus, claims 13-21, and 23-28 are currently pending and presented for examination. Applicant respectfully requests reconsideration and allowance of the pending claims view of the foregoing amendments and the following remarks.

Response to Rejections Under Section 112:

Claims 13, 16, and 17 stand rejected under 35 U.S.C § 112 first paragraph. Applicant has removed the rejected limitation from claim 13, thus making the rejection moot. Applicant's Claim 16 recites:

a user-data memory that stores connection-data records, each record having a predetermined connection that can be established between the external gateway and the telecommunications terminal, wherein only information about external gateways within range of the local-area transceiver defined by at least one of the stored data records is displayed for selection.

The Examiner states that instant application merely teaches "the terminal should display only the gateways which are really important for the user (see page 5, lines 14-16 of the instant application). Thus, the Examiner submits that no support can be found in the specification". Applicant respectfully disagrees, with the Examiner. Applicant's application recites: (see e.g., page 6 lines 22-24, Applicant's refer to the English translation to match the Examiner response instead of referring to the substitute specification)

The agent visualizes the identifications of the locally available gateways and the possible forms of communication associated with them and supported by it.

To be locally available the gateway would need to be in range for communication to the agent. Moreover, gateways in range for communication would be important to the user. Furthermore, Applicant's application recites: (see e.g., page 5 lines 13-14 of the English translation)

the gateways should only communicate with agents which have been cleared for them.

The connection-data records store connections that can be established between the gateway and terminal (see e.g. para [0014]). Thus, the terminal (agent) has been cleared for use by the gateway. A gateway that the agent can access is therefore important to the user. Additionally, if it was important enough to store information about the gateway in the connection-data record, then the gateway would be important to the user. Thus, Applicant's application supports displaying only information about external gateways within range of the local-area transceiver defined by at least one of the stored data records is displayed for selection.

Applicant's Claim 17 recites:

wherein only information about external gateways within range of the local-area transceiver that have authorized the terminal to establish the connection is displayed for selection.

As discussed above, Applicant's specification supports displaying gateways within range of the local-area transceiver. Applicant's application recites: (see e.g., page 5 lines 10-16 of the English translation)

In order on the one hand to ensure that unauthorized agents do not use the gateways, and in order on the other hand to keep the demand for free channels on the local-area radio equipment used low, the gateways should only communicate with agents which have been cleared for them.

Thus, Applicant's application supports displaying gateways within range and which authorized the terminal to establish the connection.

For at least the reasons above, Applicant respectfully requests that the Examiner withdraw the Section 112 rejections.

Response to Rejections Under Section 102:

Claims 19-21 stand rejected under 35 U.S.C § 102(e), the Examiner contending that these claims are anticipated by Kotzin (US PG Pub 2004/0204076).

Applicant's Claim 19, as amended, recites:

each local-area transceiver for a plurality of the telecommunication terminals are configured for directly exchanging voice traffic with each other without the intermediate connection of an external network

The Examiner contends that Kondou et al. (US PGPub 2004/0248569) teaches this limitation (see e.g., Examiners comments to claim 23 under Section 103 rejections). Kondou is a continuation of the International Application PCT/JP01/10705 filed on December 6, 2001 and published in the WIPO in the *Japanese Language*. Since Kondou was not published in English, Kondou does not have a 102(e) date but only a 102(a) or 102(b) date according to the publication date of December 9, 2004 (see e.g. MPEP 706.02(f)(1) Flowchart II). Therefore, since Applicant's filing date in the PCT on June 7, 2004 precedes the publication date of December 9, 2004, Kondou cannot be considered prior art and Applicant respectfully requests the Examiner to withdraw the Section 102 rejections.

Response to Rejections Under Section 103:

Claim 13-18, 24 and 25 stand rejected under 35 U.S.C § 103(a) as being obvious over Kotzin in view of Wilcock et al. (USPN 6,741,864). Claim 23 stand rejected under 35 U.S.C § 103(a) as being obvious over Kotzin in view of Wilcock et al. (USPN 6,741,864). Applicant's Claim 13, as amended, recites:

characteristics of excluding an input device, or excluding a display device.

In contrast, as the Examiner points out (see e.g., Examiners comments to claim 20 under Section 102 rejections), Kotzin includes an input device and a display device. Excluding cannot reasonably be considered as including.

In view of the above, independent claim 13 is patentable. Furthermore, Claims 14-18, 24 and 25 which depend on claim 13 are also patentable at least based on their dependence from claim 13 as well as based on their own merits. Therefore, Applicant respectfully requests that the Examiner withdraw the Section 102 rejections.

New Claims:

New claims further define the scope of the invention as described in the specification and drawings. For Example, claim 26 recites:

wherein the internal gateway interfaces to a telecommunications device as an external gateway to allow the telecommunications device to establish a telecommunication connection to the mobile radio communications network via the internal gateway and

exchange voice communication via the telecommunication
connection to the mobile radio communications network.

A gateway provides access to a communications network and can be integrated into the terminal (see e.g. page 3, lines 18-29 of the English translation). In view of the foregoing remarks regarding the other claims, Applicant respectfully submits claims 26 - 28 are patentable and requests allowance of claims 26 -28.

Conclusion

For the foregoing reasons, it is respectfully submitted that the objections and rejections set forth in the outstanding Office Action are inapplicable to the present claims. All correspondence should continue to be directed to our below-listed address. Accordingly, Applicant respectfully requests that the Examiner reconsider the objections and rejections and timely pass the application to allowance. Please grant any extensions of time required to enter this paper. The commissioner is hereby authorized to charge any appropriate fees due in connection with this paper, including fees for additional claims and terminal disclaimer fee, or credit any overpayments to Deposit Account No. 19-2179.

Respectfully submitted,

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By: _____

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